IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SEVENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

-

WRIT PETITION NO: 21262 of 2003

Between:

Venkata Sai Constructions, rep. By its Partner Bompally Ravinder Rao S/o. Narasinga Rao R/o. Plot.No.127, S.P.Colony, Tirumalagiri, Secunderabad.

.... PETITIONER

AND

1 The Superintendent Engineer, National High Way

Circle,Roads & Buildings, Hyderabad.
2 The Executive Engineer, Roads & Buildings, perkit

Division, Nizamabad District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in seeking to recover the seignorage charges from the petitioner's final bill in respect of Agreement No.9/2002-2003, dt.11-7-2003 as unjust and illegal and consequently direct the respondents not to recover the seignorage charges on ordinary earth from the petitioner's final bill and pass such further or other order or orders as this Hon'ble Court may deem just and proper in the circumstances of the case.

Counsel for the Petitioner : SMT. Akella PADMA

Counsel for the Respondents: GP FOR ROADS & BUILDINGS

The Court made the following:

ORDER:

It is represented by Smt. A.Padma, learned counsel for the petitioner that the cause in the writ petition does not survive for adjudication.

The writ petition is accordingly dismissed as infructuous. There shall be no order as to costs.

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07.02.2005

RAR

To

1 The Superintendent Engineer, National High Way

Circle,Roads & Buildings, Hyderabad.
2 The Executive Engineer, Roads & Buildings, perkit

Division, Nizamabad District.

3 2 CCs to the G.P for Roads & Bldgs. High Court Bldgs,

Hyderabad. (OUT)

4 2 CD copies.